

SENATE BILL 2374
By Ford

AN ACT to amend Tennessee Code Annotated, Title 3; Title 4; Title 5; Title 7 and Title 8, relative to compensation of certain public officials.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-24-102, is hereby amended by deleting subsections (g) and (h) and by substituting instead the following:

(g) The compensation for the sheriff, assessor, and any other countywide elected official shall be at least ten percent (10%) less than the salary paid to the county mayor of the county.

(h)(1) Except as otherwise provided in this section, all general officers of the county shall be paid the same salary with the exception of any education incentive payments made to certified public administrators under § 5-1-310.

(2) On July 1, 2005, the base salaries of all general officers of the county shall be adjusted in accordance with the formula contained in § 8-23-101(d)(3) reflecting the percentage of change between calendar year 2003 and calendar year 2004. Each succeeding July 1, a similar adjustment shall be made based upon the percentage of change in the average consumer price index between the two (2) calendar years preceding July 1 of the year in which the adjustment is made. However, no reduction shall be made by way of adjustment on account of any decrease in the average consumer price index between two (2) successive calendar years.

SECTION 2. Tennessee Code Annotated, Section 8-1-102, is amended by designating the existing language as subsection (a) and by adding the following as a new subsection:

(b)(1) Beginning of the governor's term in 2007 and revised every four (4) years thereafter by the state treasurer, the salary of the governor shall be twenty-percent (20%) higher than the highest salary paid to any elected county mayor during the prior fiscal year, payable in equal monthly installments out of the state treasury on warrant, which compensation shall be in full for services as governor, but it shall not include upkeep on the governor's residence or such necessary traveling expenses as the governor may incur on behalf of the state. No fees of any kind or character shall attach to the office of governor or in relation to the operation of the office.

(2) On July 1, 2008, the base salaries fixed in this section shall be adjusted in accordance with the formula contained in § 8-23-101(d)(3) reflecting the percentage of change between calendar year 2006 and calendar year 2007. Each succeeding July 1, a similar adjustment shall be made based upon the percentage of change in the average consumer price index between the two (2) calendar years preceding July 1 of the year in which the adjustment is made. However, no reduction shall be made by way of adjustment on account of any decrease in the average consumer price index between two (2) successive calendar years.

SECTION 3. Tennessee Code Annotated, Section 8-23-101, is amended by adding the following as a new subsection:

(g) (1) Notwithstanding any other provision of this section, on July 1, 2007, the comptroller of the treasury, the secretary of state, and the state treasurer shall be paid an annual salary that is five percent (5%) less than the salary paid to the governor.

(2) On July 1, 2008, the base salaries fixed in this section shall be adjusted in accordance with the formula contained in § 8-23-101(d)(3) reflecting the percentage of change between calendar year 2006 and calendar year 2007. Each succeeding July 1, a similar adjustment shall be made based upon the percentage of change in the average consumer price index between the two (2) calendar years preceding July 1 of the year in which the adjustment is made. However, no reduction shall be made by way of adjustment on account of any

decrease in the average consumer price index between two (2) successive calendar years.

SECTION 4. Tennessee Code Annotated, Section 3-1-107(a), is amended by adding the following as a new subdivision:

(3)(A) Beginning with the election of the One Hundred Fourth General Assembly, each member shall receive an annual base salary of thirty thousand dollars (\$30,000) payable in equal monthly installments, which shall be in addition to all other expenses and allowances provided by law.

(B) On July 1, 2005, the base salaries fixed in this section shall be adjusted in accordance with the formula contained in § 8-23-101(d)(3) reflecting the percentage of change between calendar year 2003 and calendar year 2004. Each succeeding July 1, a similar adjustment shall be made based upon the percentage of change in the average consumer price index between the two (2) calendar years preceding July 1 of the year in which the adjustment is made. However, no reduction shall be made by way of adjustment on account of any decrease in the average consumer price index between two (2) successive calendar years.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 6. This act shall take effect July 1, 2004, the public welfare requiring it